



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (August 2017)
(Implements RCW 34.05.310)
Do **NOT** use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: August 18, 2017

TIME: 9:58 AM

WSR 17-17-094

Agency: Consolidated Technology Services

Subject of possible rule making: Rules implementing the Public Records Act and amending Washington Administrative Code Chapter 143.06

Statutes authorizing the agency to adopt rules on this subject: RCW 42.56.040 and RCW 43.105.057

Reasons why rules on this subject may be needed and what they might accomplish: EHB 1595 enacts new requirements for charging for records under the Public Records Act. The amendments allow agencies to charge for scanning and digitizing records and to provide them via email, thumb drive, or compact disk. The agency plans to adopt the proposed legislature statutory default fee schedule, as the expenses associated with calculating the actual cost are unduly burdensome.

The agency is amending its rules relating to public records to conform with EHB 1595 (65th legislature, 2017 regular session) and to make other updates relating to data ownership and electronic production of records. During the course of this review, CTS may identify additional changes that are required in order to improve clarity or update policy.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: None

Process for developing new rule (check all that apply):

☐ Negotiated rule making

☐ Pilot rule making

☐ Agency study

☐ Other (describe) To the extent practicable, CTS intends to seek stakeholder and public input during the rule drafting and development process. At a later date, CTS will file proposed rules, hold a public hearing(s), and accept written comments before adopting permanent rules. Interested parties should contact the staff person identified below. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

Name: Rebekah O'Hara
Address: 1500 Jefferson Street, Olympia WA 98501
Phone: 360-407-8818
Fax:
TTY:
Email: Rebekah.ohara@watech.wa.gov

(If necessary)

Name:
Address:
Phone:
Fax:
TTY:
Email:

Web site: www.watech.wa.gov

Web site:

Other:

Other:

Additional comments: Anyone interested can participate in the development of the proposed rule before publication. Information about the rule making will be posted on the agency rule-making web site www.watech.wa.gov. In addition, you can identify yourself as an interested party by sending an email to Rebekah.ohara@watech.wa.gov with your contact information and typing "Interested party –rulemaking" in the subject line or contacting the staff person identified.

Date: August 18, 2017

Name: Rebekah O'Hara

Title: Chief Legal Services Officer/Rules Coordinator

Signature:

A handwritten signature in black ink that reads "Rebekah O'Hara". The signature is written in a cursive, slightly stylized font.